



Entered on Docket  
May 17, 2006

A handwritten signature in black ink, appearing to read "R. B. Riegle".

Hon. Linda B. Riegle  
United States Bankruptcy Judge

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Proposed Attorneys for Debtors and Debtors-in-Possession

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE COMPANY,

Debtor.

Case No. BK-S-06-10725 LBR

Case No. BK-S-06-10726 LBR

Case No. BK-S-06-10727 LBR

Case No. BK-S-06-10728 LBR

Case No. BK-S-06-10729 LBR

In re:

USA CAPITAL REALTY ADVISORS, LLC,

Debtor.

Chapter 11

In re:

USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

Debtor.

Jointly Administered Under

Case No. BK-S-06-10725 LBR

In re:

USA CAPITAL FIRST TRUST DEED FUND, LLC,

Debtor.

**AMENDED ORDER ESTABLISHING  
CASE MANAGEMENT PROCEDURES  
(AFFECTS ALL DEBTORS)**

In re:

USA SECURITIES, LLC,

Debtor.

Date: May 3, 2006

Time: 9:30 a.m.

- 1 Affects:
- 2      All Debtors  
 2      USA Commercial Mortgage Company  
 3      USA Securities, LLC  
 3      USA Capital Realty Advisors, LLC  
 4      USA Capital Diversified Trust Deed Fund, LLC  
 4      USA First Trust Deed Fund, LLC

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6                 The Court having heard various motions on May 3, 2006, the Debtors, USA Commercial  
 7 Mortgage Company (“USA Commercial Mortgage”), USA Securities, LLC (“USA Securities”),  
 8 USA Capital Realty Advisors, LLC (“USA Realty”), USA Capital Diversified Trust Deed Fund  
 9 (“USA Diversified”), and USA Capital First Trust Deed Fund (“USA First”) (collectively referred  
 10 to as “Debtors”), appearing by and through their counsel, Ray Quinney & Nebeker P.C. and  
 11 Schwartzer & McPherson Law Firm; other appearances being made upon the record; the Court  
 12 having considered the status and size of the Debtors’ cases and determining that it is beneficial to  
 13 enter case management procedures, it is hereby

14                 **ORDERED** that these cases are subject to the following Case Management Procedures:

15                 A.     **Hearings**

16                 1.     **Omnibus Hearing Dates** - Unless the Court otherwise schedules or orders, *sua*  
 17 *sponte*, or upon the proper filings by a party, all motions, pleadings, applications, other requests  
 18 for relief, objections, responses, and replies thereto, and all other matters, will be automatically set  
 19 to be heard at periodic bi-monthly or monthly omnibus hearings scheduled in advance by the  
 20 Court (the “Omnibus Hearing Dates”). The Court has currently set the following Omnibus  
 21 Hearing Dates:

22                         May 18, 2006 at 9:30 a.m.  
 23                         June 5, 2006 at 9:30 a.m.  
 24                         June 15, 2006 at 10:00 a.m.  
 25                         June 21, 2006 at 9:30 a.m.  
 26                         July 25, 2006 at 9:30 a.m.  
 27                         August 4, 2006 at 1:30 p.m.  
 28                         August 16, 2006 at 1:30 p.m.

1                   August 31, 2006 at 9:30 a.m.

2 Except as otherwise scheduled or ordered by the Court, all motions, pleadings, applications, other  
 3 requests for relief, objections, responses, and replies thereto, and all other matters ("Request(s) for  
 4 Relief") shall not be considered by the Court unless it is filed and served at least twenty five (25)  
 5 days prior to the next scheduled Omnibus Hearing Date. The Objection Deadline for such  
 6 document is set forth below.

7                   **2. Setting A Hearing Not On The Omnibus Hearing Date -** The Court may issue  
 8 an order shortening time which allows such Request For Relief to be heard on a date that is not an  
 9 Omnibus Hearing Date if proper support is provided to demonstrate its urgency and that such  
 10 urgency is not a result of delay on the part of the party requesting the relief. However, unless such  
 11 circumstances constitute an extreme emergency, it is unlikely that such Request for Relief will be  
 12 set on less than ten (10) days' notice.

13                   **3. Future Hearings –** The Debtors may request that future Omnibus Hearings be  
 14 scheduled. All future Omnibus Hearings scheduled by the Court shall be posted on the Debtors'  
 15 Private Website at <http://www.usacapitalcorp.com> and on BMC Group, the Debtors' Noticing  
 16 Agent's Website at <http://www.bmcgroup.com/usacmc>. Entities may contact BMC Group at  
 17 (888) 909-0100 for information concerning future Omnibus Hearings that have been scheduled by  
 18 the Court.

19                   **4. Objection(s) Deadline to Request(s) for Relief –**

20                   (a) Unless otherwise ordered by the Court, the deadline to file and serve  
 21 Objections to Requests for Relief (the "Objection Deadline") set to be heard on an Omnibus  
 22 Hearing Date shall be the earlier of: (i) fifteen (15) days after the Request for Relief is served, or  
 23 (ii) five (5) business days before the applicable hearing date. An Objection Deadline concerning a  
 24 Request For Relief set to be heard on an Omnibus Hearing Date may be extended with the consent  
 25 of the entity filing the Request for Relief to a date that is no later than five (5) business days before  
 26 the applicable hearing date.

27                   (b) Unless otherwise ordered by the Court, the deadline to file and serve  
 28 objections to Requests for Relief set on shortened time shall be no later than five (5) business days

1 before the hearing date.

2 (c) Any brief filed in reply to an objection to Request for Relief shall be filed  
3 by noon the business day before the applicable hearing date.

4 **5. Pleadings-**

5 (a) Courtesy Copies- Courtesy copies of all motions, oppositions, replies, and  
6 memoranda of law that are set for hearing, together with all exhibits and attachments, must be  
7 delivered to the Bankruptcy Court Clerk's office after filing. Copies shall be delivered either by  
8 hand or by mail. Delivery shall be made no later than ten business days prior to the scheduled  
9 hearing date. If the matter is set on ten or less days notice, courtesy copies shall be delivered on  
10 the date filed.

11 **B. Effective Date of Case Management Procedures**

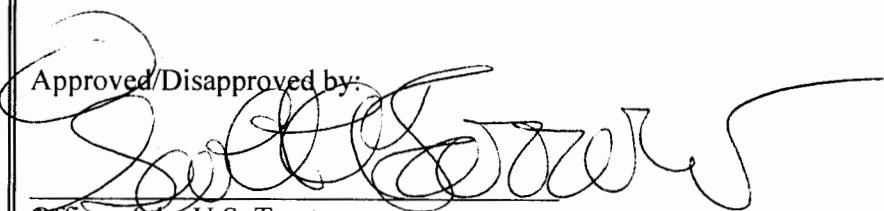
12 1. The effective date of the Case Management Procedures contained herein shall be  
13 the date the Order is entered on the Court's docket.

14 Submitted by:

15  
16 /s/ Jeanette E. McPherson

17 Lenard E. Schwartzer  
18 Nevada Bar No. 0399  
19 Jeanette E. McPherson  
20 Nevada Bar No. 5423  
21 Schwartzer & McPherson Law Firm  
22 2850 South Jones Boulevard, Suite 1  
23 Las Vegas, Nevada 89146-5308  
24 Proposed Attorneys for Debtors  
25 and Debtors-in-possession

26 Approved/Disapproved by:  
27

28   
29 Office of the U.S. Trustee  
30 300 Las Vegas Boulevard South, Suite 4300  
31 Las Vegas, NV 89101

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